IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FIFTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO:26690 of 1997

Between:

K.Muni Reddy, S/o. K.Parvatha Reddy.
R/o. 1-3-28, Near Sadasivareddy Hospital,
Pulivendla, Cuddapah.

..... PETITIONER

AND

1 Govt. of A.P., Rep. Secretary,
Home Dept., Secretariat,
Hyderabad.
2 Mandal Revenue Officer, Pulivendla Mandal, Cuddapah.
3 Judicial First Class Magistrate, Pulivendula, Cuddapah.

(R-3 impleaded as per court order dated 24-11-1997 in WPMP No.36484 of 1997)

.....RESPONDENT(S)

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction, particularly one in the nature of writ of Mandamus, declaring the Memo dated 20/09/1997 issued in Form 2 under the A.P. Revenue Recovery Act, II, 1864, by the 2nd respondent herein, showing attachment of the petitioner's pucca building bearing D.No.1/3128, Pulivendla, for recovery of Rs.25,000/- as illegal, arbitrary null and void and contrary to the judgment dated

19/12/1996 in Criminal Appeal No. 199/1996 passed by the
1st Additional Sessions Judge, Cuddapah.

Counsel for the Petitioner : Sri MOHD.GULAM RASOOL

Counsel for the Respondents 1 & 2: G.P. FOR REVENUE

The Court made the following :

ORAL ORDER:

The writ petitioner filed petition seeking writ of mandamus declaring the Memo dated 20-09-1997 issued in

Form-2 under the Andhra Pradesh Revenue Recovery Act by the second respondent showing attachment of petitioner's building bearing D.No.1/3128, Pulivendla, Cuddapah, for recovery of Rs.25,000/- as illegal, arbitrary, null and void, and contrary to the judgment dated 19-12-1996 in Criminal Appeal No.199 of 1996 passed by I Additional Sessions Judge, Cuddapah.

It is stated that there is a wrong calculation of Rs.25,000/- inasmuch as the same had been modified by learned

I Additional Sessions Judge, Cuddapah, and in pursuance of the said judgment, an amount of Rs.10,000/- already had been paid, and hence, no further amount is due. The said submission is hereby recorded. In view of the same, no further action need be initiated in this regard inasmuch as the writ petitioner had already paid the amount as directed by the appellate court as referred supra.

The writ petition is accordingly disposed of. No order as to costs.

25-02-2005

bsc

// TRUE COPY //

SECTION OFFICER

To

1 The Secretary,
Home Dept., Govt. of A.P., Secretariat,
Hyderabad.
2 Mandal Revenue Officer, Pulivendla Mandal, Cuddapah.
3 Judicial First Class Magistrate, Pulivendula, Cuddapah.

4 2 CCs to Govt. Pleader for Revenue, High Court buildings, Hyderabad (OUT)

5) 2 CD copies

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